

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF TEXAS
EL PASO DIVISION**

LEAGUE OF UNITED LATIN AMERICAN
CITIZENS, et al.,

Plaintiffs,

v.

GREG ABBOTT et al.,

Defendants.

Civil Action No. 3:21-cv-00259
(Lead Case)

FAIR MAPS TEXAS ACTION COMMITTEE,
et al.,

Plaintiffs,

v.

GREG ABBOTT et al.,

Defendants.

Civil Action No. 3:21-cv-01038
(Consolidated Case)

STIPULATION REGARDING PENDING RULE 12(C) MOTION

Plaintiffs Fair Maps Texas Action Committee (“Fair Maps Plaintiffs”)¹ and Defendants (together, the “Parties”), by and through counsel, hereby stipulate as follows:

WHEREAS Fair Maps Plaintiffs filed a Second Amended Complaint, Dkt. 502, and later a Supplemental Complaint, Dkt. 777, asserting intentional discrimination claims and racial gerrymandering claims under the United States Constitution, as well as claims under Section 2 of the Voting Rights Act;

WHEREAS Defendants filed a motion on May 28, 2024, pursuant to Rule 12(b), asking the Court to dismiss Fair Maps Plaintiffs’ Section 2 and intentional discrimination claims, Dkts. 779, 794, which motion Fair Maps Plaintiffs opposed, Dkts. 788, 816;

WHEREAS Defendants subsequently filed a motion on February 15, 2025, asking the Court to dismiss the claims of several different plaintiffs, including the Fair Maps Plaintiffs’ Section 2 and intentional discrimination claims, Dkt. 848, which motion Fair Maps Plaintiffs opposed, Dkt. 861; and

WHEREAS the Court entered an order on February 21, 2025, granting in part and denying in part Defendants’ May 28 motion in which the Court granted Defendants’ motion to dismiss Fair Maps Plaintiffs’ Section 2 claims, but denied Defendants’ motion to dismiss Fair Maps Plaintiffs’ intentional discrimination claims, Dkt. 853;

Now, THEREFORE, the Parties stipulate and agree that:

1. Defendants’ February 15 motion as to Fair Maps Plaintiffs’ claims, Dkt. 848, has been mooted by the Court’s February 21 order, Dkt. 853; and

¹ Plaintiffs in the consolidated action *Fair Maps Texas Action Committee v. Abbott*, No. 3:21-cv-01038 (W.D. Tex.).

2. Defendants' February 15 motion should be denied as moot as to Fair Maps Plaintiffs.

In light of the foregoing, the Parties respectfully request that the Court enter the proposed order attached hereto as Exhibit A denying as moot Defendants' February 15 motion only as it relates to Fair Maps Plaintiffs' claims.

Date: March 14, 2025

Respectfully submitted,

/s/ Hilary Harris Klein

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CERTIFICATE OF SERVICE

I certify that on March 14, 2025, the foregoing document was served on counsel of record via the Court's CM/ECF system.

/s/ Hilary Harris Klein
Hilary Harris Klein